

IDÉ et al. – U.S. Patent Appln. No. 09/961,409
Attorney Docket No.: 061069-0283750

- Amendment -

REMARKS

Reconsideration and the timely allowance of the pending claims, in view of the following remarks, are respectfully requested.

In the Office Action dated February 8, 2006, the Examiner rejected claims 1-2, 5-8, and 11-12, under 35 U.S.C. §112, ¶2, as allegedly being indefinite.

The Examiner objected to the Drawings as allegedly containing several informalities and objected to claims 2, 8, 19, and 26 as allegedly being of improper dependent form. The Examiner also indicated that claims 18, 20-25, and 27-31 are allowed.

By this Amendment, claims 1, 2, 5-8, 11-12, 19, and 26 have been cancelled without prejudice or disclaimer. The cancellation of these claims renders the §112, ¶2 rejections and objections of these claims as well as the objections to the Drawings moot. Accordingly, the immediate withdrawal of the §112, ¶2 rejections and objections of claims 1, 2, 5-8, 11-12, 19, and 26 as well as the objections to the Drawings is respectfully requested.

Applicants have also amended the Specification to change “upper substrate 6” to — upper electrode 6—. As such, the inconsistencies in the use of reference numerals 5, 6 has been obviated and, thus, the immediate withdrawal of the objections to the Drawings is respectfully requested.

Applicants have also introduced new independent claim 32, which is directed to elected species A shown in FIG. 1 and thus should be considered and examined. Applicants submit that no new matter has been introduced.

All matters having been addressed and in view of the foregoing, Applicants respectfully request the entry of this Amendment, the Examiner’s reconsideration of this application, and the immediate allowance of all pending claims.

Applicant’s Counsel remains ready to assist the Examiner in any way to facilitate and expedite the prosecution of this matter. If any point remains in issue which the Examiner feels may be best resolved through a personal or telephone interview, please contact the Undersigned at the telephone number listed below.

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Respectfully submitted,

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